Docket No.: PF-0200-1 DIV

"Express Mail" mailing label number <u>EL 856 156 473 US</u> I hereby certify that this document and referenced attackments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated and is addressed to: Commissioner for Patents, Box Patent Application, Washington, D.C. 20231 on <u>December 6, 2001</u>.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bandman, et al.

Title:

NOVEL H-REV 107-LIKE PROTEIN

Serial No.:

To Be Assigned

Filing Date:

Herewith

Examiner:

To Be Assigned

Group Art Unit:

To Be Assigned

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants wish to call to the attention of the Examiner the enclosed "List of References Cited by Applicants." The right is reserved to antedate any item in accordance with standard procedure.

Applicants respectfully submit under 37 C.F.R. 1.98(3)(d) that copies of the references are not included herein as copies were previously cited by or submitted to the Office in parent application Serial No. 08/801,742, filed February 27, 1997, from which we are claiming priority under 35 U.S.C. 120.

Citation of the documents is not to be construed as an admission that the documents are necessarily prior art with respect to the instant invention. This submission is understood to complement the results of the Examiner's own independent search. Citation of the documents shall not be construed as a representation that a search has been made or that the cited items are inclusive of all the relevant and material citations that may be available publicly. Any NCBI report included herein may not have an accurate date for prior art purposes. Some of the documents may have markings thereon. No significance is meant to be attached to the markings.

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Applicants respectfully request that the cited documents be considered by the Examiner and that an initialed copy of the List of References Cited by Applicants be returned to Applicants.

It is believed that this disclosure complies with 37 CFR §§ 1.56, 1.97 and 1.98 and the Manual of Patent Examining Procedures § 609. If for some reason the Examiner considers otherwise, please telephone the undersigned.

Applicants believe that no fee is due with this paper. However, if the Commissioner determines that a fee is necessary, the Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **09-0108.**

If there are any questions regarding the above, the Examiner is invited to call the undersigned at 650-855-0555.

Respectfully submitted,

INCYTE GENOMICS, INC.

Date: 6 Dec 200 (Diana Hamlet-Cox

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Sheet 1 of 1

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| U.S. Department of Commerce, Patent and Trademark Office | | | | | Atty Docket No. | | Serial No. | |
| | | | | | PF-0200-1 DIV | | To Be Assigned | |
| LIST OF REFERENCES CITED BY APPLICANTS | | | | | Applicant(s) | | | |
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| OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | |
| | 1 | Schaefer, R. et al., "Partial reversion of the transformed phenotype in HRAS-transfected tumorigenic cells by transfer of a human gene." Proc.Natl.Acad.Sci.USA (1988) 85:1590-1594. | | | | | | |
| | 2 | Hajnal, A. et al., "Subtraction cloning of <i>H-rev</i> 107, a gene specifically expressed in <i>H-ras</i> resistant fibroblasts." Oncogene (1994) 9:479-490. (GI 1709969) | | | | | | |
| | 3 | Schaefer, R. (Direct Submission), GenBank Sequence Database (Accession X92814), National Center for Biotechnology Information, National Library of Medicine, Bethesda, Maryland, 20894. (GI 1054752) | | | | | | |
| | 4 | Schaefer, R. (Direct Submission), GenBank Sequence Database (Accession X92814), National Center for Biotechnology Information, National Library of Medicine, Bethesda, Maryland, 20894. (GI 1054751) | | | | | | |
| | 5 | Hillier, L., et al., "Homo sapiens cDNA clone 324225 3' similar to p18H-rev 107 protein-rat," Accession No. W47350, EMBL Sequence Database, Heidelberg, Germany, XP002065315, May 28, 1996. | | | | | | |
| | 6 | Hillier, L., et al., "Homo sapiens cDNA clone 869479 3' similar to P18H-REV 107," Accession No. AA680264, EMBL Sequence Database, Heidelberg, Germany, XP002065318, December 4, 1997. | | | | | | |
| | 7 Database Genbank, Subsection EST Accession No. R55646 | | | | | | | |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with your communication to applicant.